

REMARKS

Claims 1-68 are pending in the present application. None of the claims have been amended in this response. This filing follows the RCE that was filed on October 6, 2006, and is in response to the Final Office Action dated April 6, 2006. The present response could not be filed previously due to the extensive time needed to locate and analyze relevant documents and further due to the unavailability of specific inventors at the time the RCE was filed. Entry of the present response and favorable reconsideration is earnestly requested

Claims 1-17, 21, 23-26, 28-43, 47, 49-56, 59-65 and 68 were rejected under 35 U.S.C. §102(e) as being anticipated by *Ozzie et al.* (US Patent No. 6,640,241).

Claims 18-20, 27, 44-46, 57 and 66 were rejected under 35 U.S.C. §103(a) as being unpatentable over *Ozzie et al.* (US Patent No. 6,640,241) in view of *Payne et al.* (US Patent No. 6,735,614).

Claims 22, 48, 58 and 67 were rejected under 35 U.S.C. §103(a) as being unpatentable over *Ozzie et al.* (US Patent No. 6,640,241) in view of *Cave et al.* (US Patent 6,404,746). Applicant respectfully traverses these rejections. Favorable reconsideration is respectfully requested.

Ozzie is not prior art to the presently claimed invention. The presently claimed invention was conceived prior to the effective date of *Ozzie* which is July 19, 1999. The Affidavits of David Zaret, David Schonberg, Pat O'Donnell, Eric Sinclair, Adam Radulovic, Brawnski Armstrong, Enrico Ferrari and Eric Kristoff and the attached exhibits submitted therewith demonstrate that the claimed invention was conceived prior to July 19, 1999 and that the attached specification, software code and supplementary documentation demonstrate reduction to practice of the invention prior to that date. Therefore, *Ozzie* is not prior art to the presently claimed invention.

Previously a petition was granted to permit filing under 37 C.F.R. §1.47, which obviated the participation of non-cooperating inventors Graham Lawlor, and Robert Seymour. Accordingly, their signatures are not enclosed in this response.

In light of the above, Applicant respectfully submits that claims 1-68 are allowable over the prior art. Applicant also requests that a timely Notice of Allowance be issued in this case.

Application No.: 09/881,411
Response to Office Action dated April 6, 2006
Supplementary Response to RCE filed October 6, 2006

Should there be any other charges regarding this application, the Examiner is hereby authorized to charge Deposit Account 02-1818 for any insufficiency of payment.

Respectfully submitted,

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